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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION

11 CITIZENS OF HUMANITY, LLC, a
12 Delaware Limited Liability Company,

13 Plaintiff,

14 v.

15 LAB sarl, a French limited liability
16 company, MARC SEBAN, an
17 individual and BARBARA
18 COIGNET, an individual; and DOES
19 1 through 20,

20 Defendants.

Case No. CV 12-10627 BRO (JCx)

JUDGMENT AGAINST LAB sarl

21 Plaintiff Citizens of Humanity, LLC (“Plaintiff”) filed the Complaint in this
22 action on August 3, 2012. The Complaint named LAB sarl (“LAB”), Marc Seban
23 and Barbara Coignet as defendants. The Complaint alleged one count of breach of
24 contract against all defendants. On December 19, 2012, LAB filed its Answer and
25 Counterclaim. The Counterclaim contained causes of action against Citizens for
26 breach of written contract, breach of oral contract, breach of implied-in-fact
27 contract, breach of the implied covenant of good faith and fair dealing, promissory
28 estoppel, breach of the implied warranty of merchantability and intentional
interference with contract.

1 On March 26, 2014, LAB's counsel requested to withdraw from their
2 representation of LAB, Seban and Coignet.

3 On April 7, 2014, the Court set a hearing on the withdrawal request and
4 ordered LAB to obtain substitute counsel.

5 On May 19, 2014, the Court granted LAB's former counsel's request to
6 withdraw from the case. LAB did not secure substitute counsel. Seban and
7 Coignet appeared in the action *pro se* and proceeded to trial.

8 Because LAB did not obtain substitute counsel pursuant to the order of April
9 7, 2014, the Court invited Citizens to move to strike LAB's Answer and
10 Counterclaim and enter default. Citizens duly filed such a motion, which was
11 granted on June 25, 2014.

12 On July 9, 2014, Plaintiff moved for entry of default judgment against LAB
13 based on LAB's failure to comply with the Court's order to secure substitute
14 counsel. As set forth in its Order of August 7, 2014, the Court granted that motion
15 and determined that Citizens is entitled to recover an award of \$929,000.

16 NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that
17 plaintiff Citizens of Humanity, LLC is entitled to recover an award of \$929,000
18 from defendant LAB sarl.

19 IT IS NOW FURTHER ORDERED, ADJUDGED AND DECREED that the
20 Counterclaim of LAB sarl is dismissed with prejudice and that LAB sarl take
21 nothing by its Counterclaim. This dismissal of the counterclaim operates as an
22 adjudication of the Counterclaim on its merits. *See* Fed.R.Civ.P 41(b).

23
24 **IT IS SO ORDERED.**

25 Dated: August 13, 2014

26 By:



27 HON. BEVERLY REID O'CONNELL
28 United States District Court Judge